



State of Arkansas
Governor Asa Hutchinson



JAMI COOK
SECRETARY

ALETA-CAMDEN

P.O. Box 3106
East Camden, AR 71711
(870) 574-1810 FAX: (870) 574-2706

LAW ENFORCEMENT STANDARDS/ALETA-CENTRAL

4 State Police Plaza Drive
Little Rock, AR 72209
(501) 682-2260 FAX: (501) 682-1582

ALETA-NORTHWEST

3424 South Downum Road
Springdale, AR 72762
(479) 361-3410 FAX: (479) 361-3412

JAMI COOK
DIRECTOR

**DIVISION OF LAW ENFORCEMENT
STANDARDS AND TRAINING**

Rule Change Summary 2021

CLEST's proposed legislation passed the General Assembly as Act 218 of 2021. The changes to state law through Act 218 are addressed throughout the proposed rule changes. Other changes made or proposed during the 2021 session of the General Assembly are addressed in the proposed rule changes.

In an effort to conform CLEST Rules with the format proposed for the Code of Arkansas Rules established by Act 662 of 2019, technical changes are being made throughout the rules to ensure a smooth transition of rules into the new code. Examples of technical corrections include clarification of proper punctuation; merging rules containing similar content; changing "him" or "her" to "them" and "they;" ensuring proper use of defined terms; and removing unnecessary or repetitive information.

- **Rule 1000**

- CLEST Rule 1024 has been incorporated into this rule.
- Technical corrections and rule cleanup.

- **Rule 1001**

- Update to define "annually" as the January-December calendar year. This is relevant to CLEST Rule 1002 that requires officers to complete 24 hours of continuing education "annually." This change is to clarify confusion about whether annual means the calendar year or a rolling 12-month period.
- Technical corrections and rule cleanup.
- Deleted defined terms not used in the rules.

- **Rule 1002**

- Act 792 of 2021 requires law enforcement officers to complete duty-to-intervene training annually. CLEST Rule 1002 is being updated to include this requirement in minimum standards.
- 1002 is also being updated to increase the minimum hours of annual racial profiling training for law enforcement officers. This change comes following a recommendation from the Task Force to Advance the State of Law Enforcement in Arkansas to increase the required training hours to 4 hours annually.

- During the 2021 legislative session, House Bills 1333 and 1342 were filed to allow Marshallese citizens eligibility for certification as a law enforcement officer. Because Marshallese citizens are not eligible for United States citizenship, they are not eligible for certification under current CLEST rules. Following a partnership with local agencies and legislative sponsors, CLEST Rule 1002 is being amended to allow a narrow exception to the citizenship requirement for Marshallese citizens.
- Technical corrections and rule cleanup. (Section (7) related to failure or removal from the basic training academy has been moved to CLEST Rule 1005.)
- All language in Rule 1006 has been incorporated into this rule.
- **Rule 1003**
 - Technical corrections and rule cleanup.
- **Rule 1004**
 - Repeal/reserve. All language has been moved to Rule 1009.
- **Rule 1005**
 - CLEST Rule 1005 is being updated to clarify the requirements of a law enforcement officer following failure or dismissal from basic law enforcement training courses.
 - Technical corrections and rule cleanup.
- **Rule 1006**
 - Repeal/reserve. All language has been moved to Rule 1002.
- **Rule 1007**
 - Technical corrections and rule cleanup.
 - All language in Rule 1019 has been incorporated into this rule.
- **Rule 1008**
 - Technical corrections and rule cleanup.
- **Rule 1009**
 - CLEST Rule 1009 is being updated to clarify the requirements for a law enforcement officer to obtain an intermediate certificate. This is not a change required by

legislation, however, recent confusion regarding requirements has necessitated a change to provide clarity going forward.

- Technical corrections and rule cleanup.
- All language in Rule 1004 has been incorporated into this rule.
- **Rule 1010**
 - Technical corrections and rule cleanup.
- **Rule 1011**
 - Technical corrections and rule cleanup.
- **Rule 1012**
 - Technical corrections and rule cleanup.
- **Rule 1013**
 - Technical corrections and rule cleanup.
- **Rule 1014**
 - CLEST Rule 1014 is being updated following a recommendation from the Task Force to Advance the State of Law Enforcement in Arkansas. The Task Force recommended that the following criteria be included in the training requirements for field training officer certification: Communication Skills, Implicit Bias, Ethics, Duty to Intervene, Cultural Competency, De-Escalation, Crisis Intervention Training.
 - Technical corrections and rule cleanup.
- **Rule 1015**
 - Technical corrections and rule cleanup.
- **Rule 1016**
 - CLEST Rule 1016 is being updated to allow the Commission discretion in accepting military police experience in lieu of or in addition to the law enforcement experience requirement for certification as a CLEST instructor. This is not a change required by specific legislation, however, in an ongoing effort to support the military community, CLEST believes that military police experience should be reviewed and accepted at the discretion of the Commission.

- Technical corrections and rule cleanup.
- **Rule 1017**
 - Technical corrections and rule cleanup.
 - All language in Rule 1018 has been incorporated into this rule.
- **Rule 1018**
 - Repeal/reserve. All language has been moved to Rule 1017.
- **Rule 1019**
 - Repeal/reserve. All language has been moved to Rule 1007.
- **Rule 1020**
 - Technical corrections and rule cleanup.
- **Rule 1021**
 - Technical corrections and rule cleanup.
- **Rule 1022**
 - All language in Rule 1023 has been incorporated into this rule.
 - Technical corrections and rule cleanup.
- **Rule 1023**
 - Repeal/reserve. All language has been moved to Rule 1022.
- **Rule 1024**
 - Repeal/reserve. All language has been moved to Rule 1000.
- **Rule 1025**
 - Technical corrections and rule cleanup.
- **Rule 1026**
 - Technical corrections and rule cleanup.
- **Rule 1027**

- Technical corrections and rule cleanup.
- **Rule 1028**
 - Technical corrections and rule cleanup.
- **Rule 1032**
 - Updated annual training requirements to be consistent with state law and Rule 1002.
 - Technical corrections and rule cleanup.
- **Rule 1033**
 - Technical corrections and rule cleanup.
- **Rule 1034**
 - CLEST Rule 1034 is being updated pursuant to Act 218 of 2021 to include updated reasons for an officer's decertification, to now include excessive force and dishonesty/untruthfulness.
 - Technical corrections and rule cleanup.